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MAY 1 1 2007

OFFICE OF PETITIONS

In re Application of Mikio Ihama et al

Application No. 09/955,438 Filed: September 19, 2001

Attorney Docket No. 0042-0455P-SP

: DECISION GRANTING PETITION

UNDER 37 CFR 1.313(c)(2)

This is a decision on the petition, filed May 10, 2007, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.

The petition is GRANTED.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). <u>See</u> 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on April 27, 2007 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance. 1

Telephone inquiries should be directed to the undersigned at (571) 272-3218.

This matter is being referred to Technology Center AU 1752 for processing of the request for continued examination under 37 CFR 1.114 and for consideration of the Information Disclosure Statement.

Petitions Examiner
Office of Petitions

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¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Part B – Fee(s) Transmittal Form (along with any balance due at the time of submission). <u>Petitioner is advised that the Issue Fee Transmittal Form must be completed and timely submitted to avoid abandonment.</u>